

DONALD F. ZIMMER, JR. (State Bar No. 112279)  
KRISTA L. COSNER (State Bar No. 213338)

DRINKER BIDDLE & REATH LLP  
50 Fremont Street, 20<sup>th</sup> Floor  
San Francisco, California 94105  
Telephone: (415) 591-7500  
Facsimile: (415) 591-7510

Attorneys for Defendants  
SMITHKLINE BEECHAM CORPORATION dba  
GLAXOSMITHKLINE and McKESSON  
CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

GEORGE FISHER,

Plaintiff,

v.

SMITHKLINE BEECHAM  
CORPORATION dba  
GLAXOSMITHKLINE and McKESSON  
CORPORATION,

Defendants.

Case No. CV-07-5889 MHP

**[PROPOSED] ORDER GRANTING  
MOTION BY DEFENDANT  
SMITHKLINE BEECHAM  
CORPORATION d/b/a  
GLAXOSMITHKLINE TO STAY ALL  
PROCEEDINGS PENDING TRANSFER  
BY THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION TO  
MDL 1871 (E.D. PA)**

**DATE: January 14, 2008  
TIME: 2:00 p.m.  
COURTROOM: 15  
JUDGE: Marilyn H. Patel**

On January 14, 2008 Defendant SMITHKLINE BEECHAM CORPORATION dba GLAXOSMITHKLINE's ("GSK") Motion to Stay All Proceedings Pending Transfer by the Judicial Panel on Multidistrict Litigation to MDL 1871 (E.D. PA) came for hearing in Courtroom 15 of this Court. All parties were given notice and an opportunity to be heard, and each party was represented at the hearing by its counsel of record. Having reviewed all of the papers and admissible evidence filed in support of and in opposition to the motion and for good cause appearing:

1 IT IS HEREBY ORDERED THAT GSK's motion is **GRANTED**. The Court  
2 hereby orders a stay of: (a) all pretrial activity in this case, including any remand  
3 motions; (b) the period for initial disclosures pursuant to Rule 26 of the Federal Rules of  
4 Civil Procedure; and (c) all other discovery and pretrial deadlines, pending transfer of this  
5 case by the Judicial Panel on Multidistrict Litigation, pursuant to 28 U.S.C. § 1407(a), of  
6 the resulting action against GSK to *In re Avandia Products Liability Litigation*, MDL No.  
7 1871, pending before the Honorable Cynthia M. Rufe in the United States District Court  
8 for the Eastern District of Pennsylvania.

9  
10 **IT IS SO ORDERED.**

11  
12 Dated: December \_\_, 2007

13  
14 

---

Hon. Marilyn H. Patel  
United States District Court, Northern  
15 District of California  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28